BIRCH, STEWART, KOLASCH & BIRCH, LLP

TERRELL C. BIRCH
RAYMOND C. STEWART
JCEP DLASCH
JAME SLATTERY
BERNARD L. SWEENEY*
MICHAEL K. MUTTER
CHARLES GORENSTEIN
GERALD M. MURPHY, JR
LEONARD R. SVENSSON
ANDREW D. MEIKLE
MARC S. WEINER
JOE McKINNEY MUNCY
ROBERT J. KENNEY
JOHN W. BAILEY
MARK J. NUELL, PH D
JAMES T. ELLER, JR.
D. RICHARD ANDERSON

OF COUNSEL:
HERBERT M. BIRCH (1905-1996)
ELLIOT A. GOLDBERG*
WILLIAM L. GATES*
EDWARD H. VALANCE
RUPERT J. BRADY (RET)*
F. PRINCE BUTLER
FRED S. WHISENHUNT
LIJAMES W. HELLWEGE

ADMITTED TO A BAR OTHER THAN VA

INTELLECTUAL PROPERTY LAW

8110 GATEHOUSE ROAD SUITE 500 EAST FALLS CHURCH, VA 22042-1210 USA

(703) 205-8000

FAX. (703) 205-8050 (703) 698-8590 (G IV)

e-mail: mailroom@bskb.com web: http://www.bskb.com

CALIFORNIA OFFICE COSTA MESA, CALIFORNIA SCOTT L LOWE
PAUL C LEWIS
RICHARD J GALLAGHER
JAYNE M. SAYDAH*
MARYANNE ARMSTRONG, PH D
KECIA J. REYNOLDS
ROBERT L SCOTT, II
KALPANA REDDY
MARK E. OLDS
ESTHER H. CHONG
CATHERINE M VOISINET*
EUGENE T. PEREZ

REG PATENT AGENTS.
FREDERICK R HANDREN
MAKI HATSUMI
CRAIG A. MCROBBIE
GARTH M. DAHLEN, PH.D
ROBERT E GOOZNER, PH D.
KRISTI L RUPERT, PH D
MATTHEW T. SHANLEY
SUSAN W GORMAN, PH.D
DAVID J CHO
ROBERT W DOWNS



Date: <u>January 30, 2002</u>

Docket No.: <u>1794-0148P</u>

Assistant Commissioner for Patents Box PATENT APPLICATION Washington, D.C. 20231

Preliminary Amendment

Sir:

SØ

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Marie Chair

#

As authorized by the inventor(s), transmitted herewith for filing is a patent application applied for on behalf of the inventor(s) according to the provisions of 37 CFR 1.41(c).

Inventor(s): AOKI, Kanna

HIRAYAMA, Hideki; AOYAGI, Yoshinobu

MIYAZAKI, Hideki

For: THREE-DIMENSIONAL PHOTONIC CRYSTAL AND PROCESS FOR

PRODUCTION THEREOF AS WELL AS PROBE USED THEREOF

Enclosed are:

<u>X</u>	A specification consisting of $\underline{48}$ pages
X	22 sheet(s) of FORMAL drawings
	Certified copy of Priority Document(s)
<u>X</u>	Executed Declaration in accordance with 37 CFR 1.64 will follow
	Applicant claims small entity status in accordance with 37 CFR 1.27

SMALL ENTITY

TOTAL \$

0.00

<u>X</u>	Information Sheet
	Information Disclosure Statement, PTO-1449 with reference(s)
	Application Data Sheet in accordance with 37 CFR 1.76
	Other
···	Applicant requests early publication

The filing fee has been calculated as shown below:

FOR	NO. FI	LED	NO. EXTRA		RATE FEE			RATE		 FEE		
BASIC FEE	*****	****	*****			*	\$740.00	or	**** ****		\$370.00	
TOTAL CLAIMS	38 -	20 =		18	x18	=\$	324.00	or	x	9	=	\$ 0.00
INDEPENDENT	6 -	3 =		3	x84	=\$	252.00	or	x 4	:2	=	\$ 0.00
MULTIPLE DEPENDENT CLAIM PRESENTED <u>yes</u>						=	\$280.00	or	+14	0	=	\$ 0.00

LARGE ENTITY

TOTAL \$1,596.00

- X The application transmitted herewith is filed in accordance with 37 CFR 1.41(c). The undersigned has been authorized by the inventor(s) to file the present application. The original duly executed patent application together with the surcharge will be forwarded in due course.
- \underline{X} A check in the amount of \$1,596.00 to cover the filing fee and recording fee (if applicable) is enclosed.
- The Government Filing Fee will be paid at the time of completion of the filing requirement.
- Please charge Deposit Account No. 02-2448 in the amount of \$_____. A triplicate copy of this transmittal form is enclosed.

Send Correspondence to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP or Customer No. 2292 P. O. Box 747 Falls Church, Virginia 22040-0747 Telephone: (703) 205-8000

No fee is enclosed.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. 1.16 or under 37 C.F.R. 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

JOE MCKINNEY MUNCY

Reg. No. 32,3 β 4 P. O. Box 747

Falls Church, Virginia 22040-0747

(703) 205-8000 KM/sl